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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,
11 Plaintiff,
12
13 v.
14 ALPHAEUS JOHNSON,
15 Defendant.

Case No. 2:16-cr-272-APG-VCF

**STIPULATION TO CONTINUE
SENTENCING HEARING**
(Second Request)

16 IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas A.
17 Trutanich, United States Attorney, and Robert Knief, Assistant United States Attorney, counsel
18 for the United States of America, and Rene L. Valladares, Federal Public Defender, and Paul
19 D. Riddle, Assistant Federal Public Defender, counsel for Alphaeus Johnson, that the
20 Sentencing Hearing currently scheduled on May 9, 2019, be vacated and continued to a date
21 and time convenient to the Court, but no sooner than sixty (60) days.

22 This Stipulation is entered into for the following reasons:

23 1. Mr. Johnson's fiancé recently passed away leaving Mr. Johnson with three
24 young children to care for. One child is his biological child. The other two children have not
25 yet been adopted by Mr. Johnson, but he was their caretaker, along with his fiancé, and their
26 main provider for the last seven years.

1 2. Mr. Johnson is currently in the process of obtaining full custody of the children
2 with the intent to adopt the children since he has raised them and holds them out to be his own.

3 3. Mr. Johnson understands that he is facing prison time for his criminal conduct
4 in this case, but with the unexpected passing of his fiancé, he is requesting additional time to
5 settle his family situation before proceeding to sentencing.

6 4. Mr. Johnson has been fully compliant with his conditions of pre-trial release.
7 Mr. Johnson is also currently employed working both a full-time and a part-time job.

8 5. Additional time is requested for Mr. Johnson to settle his family situation and to
9 prepare for sentencing in this case.

10 6. Mr. Johnson is not in custody and agrees with the need for the continuance.

11 7. The parties agree to the continuance.

12 This is the second request for a continuance of the sentencing hearing.

13 DATED this 1st day of May, 2019.

14
15 RENE L. VALLADARES
16 Federal Public Defender

 NICHOLAS A. TRUTANICH
 United States Attorney

17 /s/ Paul D. Riddle
18 By _____

19 PAUL D. RIDDLE
20 Assistant Federal Public Defender

 /s/ Robert Knief
 By _____

21 ROBERT KNIEF
22 Assistant United States Attorney
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1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 ALPHAEUS JOHNSON,

7 Defendant.

Case No. 2:16-cr-272-APG-VCF

ORDER

9
10 IT IS THEREFORE ORDERED that the sentencing hearing currently scheduled for
11 Thursday, May 9, 2019 at 11:00 a.m., be vacated and continued to August 8, 2019 at the
12 hour of 10:30 a.m. in Courtroom 6C; or to a time and date convenient to the court.

13 DATED this 2nd day of May, 2019.

14 

15 _____
16 UNITED STATES DISTRICT COURT JUDGE